

Decision No. C04-0177

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF COLORADO**

DOCKET NO. 04A-045EG

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IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF  
COLORADO FOR APPROVAL OF ITS 2004-2005 GAS PRICE VOLATILITY MITIGATION  
PLAN.

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**ORDER GRANTING MOTION FOR  
PROCEDURAL SCHEDULE**

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Mailed Date: February 18, 2004  
Adopted Date: February 18, 2004

**I. BY THE COMMISSION**

**A. Statement**

1. On January 28, 2004, Public Service Company of Colorado (Public Service) filed an application for approval of its 2004-2005 Gas Price Volatility Mitigation Plan for its electric department. Public Service states that it filed this application pursuant to a requirement in the April 4, 2003 settlement agreement approved by the Commission in Docket No. 02S-315EG by Decision No. C03-0670.

2. Staff of the Commission (Staff) timely filed its notice of intervention on February 17, 2004. Staff raises a number of concerns regarding the application and requests that the Commission set the application for hearing.

3. On January 5, 2004, the Colorado Office of Consumer Counsel timely filed its notice of intervention.

4. On February 17, 2004, Public Service filed its Motion to Adopt Agreed Procedural Schedule, and for Waiver of Response Time. The motion requests that we adopt the specified procedural schedule including the proposed hearing date.

5. Good cause having been stated, we grant the motion: the hearing on the application will be conducted on March 11, 2004; answer testimony shall be filed on or before February 26, 2004; response time to audit and discovery shall be three business days; and response time to motions to compel and motions *in limine* shall be three business days.

## **II. ORDER**

### **A. The Commission Orders That:**

1. The Motion to Adopt Agreed Procedural Schedule and for Waiver of Response Time by Public Service Company of Colorado is granted. Hearing in this matter will be conducted at the following time and place:

DATE:	March 11, 2004
TIME:	1:00 p.m.
PLACE:	Commission Hearing Room A 1580 Logan Street, Office Level 2 Denver, Colorado

2. Answer testimony shall be filed on or before February 26, 2004.
3. Response time to audit and discovery is shortened to three business days.
4. Response time to motions to compel and motions *in limine* is shortened to three business days.

5. This Order is effective on its Mailed Date.

**B. ADOPTED IN COMMISSIONERS' WEEKLY MEETING  
February 18, 2004.**

THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF COLORADO

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Commissioners